

Appl. No. 09/621,234
Amdt. Dated January 9, 2004
Reply to Office action of December 11, 2003

REMARKS/ARGUMENTS

With respect to the Statement Under 37 CFR 3.73(b), a new copy of the statement previously filed with the Amendment/Response of June 2, 2003 is filed with this response. This statement is signed by an officer of the assignee, who states that he is empowered to sign the statement on behalf of the assignee.

Regarding the Reissue Oath/Declaration, a new Reissue Declaration is filed with this Response. The new declaration is signed by each of the inventors. The new declaration identifies at least one error which is relied upon to support the reissue application. However, the Office Action also objects that the specific corrective action to be taken was not added to the previous declaration. The Applicants submit that a statement of the specific corrective action to be taken is not required under 37 CFR 1.175 or MPEP 1414. In contrast, the MPEP specifically states that the corrective action does not need to be identified in the oath/declaration (MPEP 1414, Part II, 5th paragraph; February 2003 Revision, Page 1400-23).

For the reasons above, the Applicants submit that this application is in condition for allowance.

Respectfully submitted,

HENSHAW et al.

By 

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